IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

OP.No. 28918 of 2000(P)

PETITIONER:

SUHARABI MELA ILLAM @
SUHARABI CHEKLABIYYAITHYODA,
D/O. MELASURABI KUNHIAHAMED,
CHETLAT, LAKSHADWEEP.

BY ADV. SRI.K.M.MOHAMMED KUNHI.

RESPONDENTS:
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1. **UNION OF INDIA, REPRESENTED BY THE ADMINISTRATOR U.T. OF LAKSHADWEEP.**

2. **THE ADDITIONAL SUB DIVISIONAL OFFICER, **(KILTAN)***
CHETLAT (P.O), LAKSHADWEEP.

****CORRECTED AS `CHETLAT' AS PER ORDER DT. 21/12/01 IN CMP 43356/01.***

BY ADV. SRI. P.R. RAMACHANDRA MENON, SC

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 22/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON C.M.P. NO. 48826/2000 IN O.P. NO. 28918/2000-P

DISMISSED

22/11/2007. **SD/- KURIAN JOSEPH, JUDGE.**

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE OBJECTION TO SURVEY FILED BY PETITIONER'S FATHER KUNHAMMED ON HER BEHALF DTD. 19/04/1979.

EXT.P.2: COPY OF THE REPRESENTATION FILED BEFORE R.1. ON 02/01/96.

EXT.P.3: NOICE OF EVICTION ISSUED BY R.2. DTD.23/09/2000.

EXT.P.4: COPY OF THE STATEMENT OF OBJECTION TO EXT.P.3. DTD. 26/09/2000.

EXT.P.5: COPY OF THE NOTICE OF HEARING DTD. 26/09/2000 SERVED ON 27/09/2000 FOR THE HEARING HELD ON 27/09/2000.

EXT.P.6: COPY OF THE PETITION FOR ADJOURNMENT FILED BY PETITIONER ALONG WITH OTHERS.

EXT.P.7: COPY OF THE EXPARTE ORDER OF EVICTION PASSED BY R.2. DTD. 27/09/2000.

RESPONDENT'S EXHIBITS: NIL.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

O.P. No.28918 of 2000

Dated this the 22nd day of November, 2007

JUDGMENT

Petitioner approached this court aggrieved by Ext.P7 order passed by the second respondent. Learned counsel appearing for the respondents submits that the petitioner has an effective appellate remedy before the Sub Divisional Officer and still thereafter before the Administrator. Therefore, this writ petition is disposed of relegating the petitioner to pursue such remedies. In the event of the petitioner approaching the appellate authority within a period of two months from today the matter will be duly considered by the appellate authority with notice to the petitioner. Till orders are passed by the appellate authority as above, the interim order passed by this court on C.M.P.No.48826 of 2000 will continue.

(KURIAN JOSEPH, JUDGE)

ahg.

KURIAN JOSEPH, J.

O.P.No. 28918 of 2000

JUDGMENT

22nd November, 2007